

**CHANGE**U.S. DEPARTMENT OF TRANSPORTATION  
FEDERAL AVIATION ADMINISTRATION**2150.3A CHG 21**

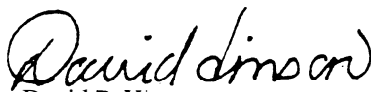
4/2/96

**SUBJ: COMPLIANCE AND ENFORCEMENT PROGRAM**

1. PURPOSE. This change transmits revised pages to Appendix 4, Sanction Guidance Table.
2. EXPLANATION OF CHANGES. This change clarifies the guidance to FAA personnel on the imposition of **sanc-**  
**tions** for security violations **by** individuals. This change:
  - a. Reflects a substitution of nominal sanction amounts in **place** of the term “**administrative action,**” **which created ambiguity** by appearing in the sanction guidance table.
  - b. **Reorganizes** certain passenger firearm violations **by** removing any distinction between a loaded firearm and an unloaded firearm with ammunition accessible.
  - c. Clarifies the guidance to provide that civil penalties also **may** be sought for violations warranting **criminal** sanctions, when appropriate. The table should be consulted only after determining the need for legal enforcement action.
  - d. Does not create **any new** prohibitions on the use of administrative actions that do not **already** exist under paragraph 205 of this order. Administrative action still should be taken in appropriate cases provided **the** elements in paragraph 205 are present.
3. DISPOSITION OF TRANSMITTAL. After filing attached pages, this transmittal should be retained

PAGE CONTROL CHART

Remove Pages	Dated	Insert Pages	Dated
Appendix 3		Appendix 3	
20 through 21-3	12/18/92	20-1 and 20-2 21-1 and 21-2	4/2/96 4/2/96

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Administrator

Note: As Order 2150.3A CHG20 will be printed at a later date,  
CHG 21 should be filed in appendix 4.



SANCTION PER VIOLATIONG. Security Violations by Individuals.CHECKED BAGGAGE:

- |  |  |
|--|--|
| 1. Failure to declare unloaded firearm | \$100-\$300                              |
| 2. Loaded firearm                      | \$300-\$1,000                            |
| 3. Incendiary/explosive                | Up to \$10,000 and/<br>or crim. referral |

NON-PASSENGERS: No intent to board.

4. Possession of firearm (unloaded, unloaded with ammunition accessible, or loaded) or other dangerous or deadly weapon (including stun guns):

At screening point

- |                                   |               |
|-----------------------------------|---------------|
| with no aggravating circumstances | \$100-\$300   |
| with aggravating circumstances    | \$500-\$1,000 |

In sterile area

- |                                   |               |
|-----------------------------------|---------------|
| with no aggravating circumstances | \$200-\$500   |
| with aggravating circumstances    | \$750-\$1,000 |

- |   |   |
|---|---|
| 5. Possession of incendiary/explosive at screening point or in sterile area with no intent to board a flight.   | \$500-\$1,000<br>and/or crim.<br>referral |
| 6. Artful concealment of firearm (loaded or unloaded), other dangerous or deadly weapon (including stun guns), or incendiary/explosive at screening point or in sterile area. | \$1,000<br>and/or crim.<br>referral       |

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SANCTION PER VIOLATION

PASSENGERS: Intent to board.

7. Possession of dangerous or deadly weapon (including stun guns, mace, etc., but excluding firearms and incendiary/explosive) that would be accessible in flight in air transportation:\*

At screening point

with no aggravating circumstances	\$100-\$300
with aggravating circumstances	\$500-\$1,000

In sterile area or aboard aircraft

with no aggravating circumstances	\$200-\$500
with aggravating circumstances	\$750-\$1,000

8. Possession of firearm that would be accessible in flight in air transportation:

At screening point (firearm unloaded, without accessible ammunition) :

with no aggravating circumstances	\$250-\$500
with aggravating circumstances	\$1,000-\$2,000

In sterile area or aboard aircraft (firearm unloaded, without accessible ammunition):

with no aggravating circumstances	\$500-\$750
with aggravating circumstances	\$1,500-\$2,500

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Appendix 4

SANCTION PER VIOLATION

PASSENGERS: Intent to board.

8. Possession of firearm that would  
be accessible in flight in air  
transportation: (continued)

At screening point (firearm  
loaded or with accessible  
ammunition) :

With no aggravating circumstances

\$500-\$1,000

With aggravating circumstances

\$2,000-\$5,000

In sterile area or aboard aircraft  
(firearm loaded or with accessible  
ammunition):

with no aggravating circumstances

\$750-\$2,000

with aggravating circumstances

\$2,500-\$7,500

9. Artful concealment of dangerous  
or deadly weapon (including stun guns,  
but excluding firearms and  
incendiary/explosives) at  
screening point, in sterile area,  
or aboard aircraft.

\$2,500-\$5,000  
and/or crim.  
referral

10. Possession of incendiary/explosive  
at screening point, in sterile area,  
or aboard aircraft that would be  
accessible in flight in  
air transportation.

\$5,000-\$10,000  
and/or crim.  
referral

11. Artful concealment of  
firearm or incendiary/explosive at  
screening point, in sterile area,  
or aboard aircraft.

\$7,500-\$10,000  
and/or crim.  
referral

OTHER ACTS:

12. Entering sterile area after  
failing to submit to screening.

Non-aggravated

\$100-\$250

Aggravated

\$500-\$1,000

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SANCTION PER VIOLATION

- |   |                                |
|---|--------------------------------|
| 13. Imparting or conveying false information concerning an attempt to do an act that would be a crime prohibited by 49 U.S.C. §§46502, 46504, 46505, or 46506.    | \$7,500 - \$10,000             |
| 14. Threatening overt act or other intent to use or dangerously display firearm, incendiary/explosive, or other deadly or dangerous weapon (including stun guns). | \$10,000 and/or crim. referral |
| 15. Violation of 49 U.S.C. §§46502, 46504, 46505, 46506, or 46507.  | crim. referral                 |

AGGRAVATING CIRCUMSTANCES include any factor that makes a violation more serious than a simple instance of a first-time offender forgetting that he/she has a weapon on his/her person or in accessible carry-on baggage or forgetting to declare a weapon in checked baggage. Such factors may include: the number of weapons; type of weapon(s); display, use, or concealment of the weapon(s); attitude of the violator; traveling sophistication of the violator; history of similar violations.

This recommended Table of penalties for security violations by individuals is NEVER intended as a substitute for vigorous criminal prosecution when warranted by the facts and circumstances and deemed appropriate by the cognizant state and Federal authorities. Such criminal prosecution may range from weapon forfeiture to a criminal fine to the imposition of a sentence, suspended or otherwise. Therefore, be alert to the following:

a. When state prosecution has been undertaken, or appears likely, determine the results, when possible, and consider what, if any, reduction in the Federal civil penalty may be warranted. In the case of fines imposed by a state or local government, a dollar-for-dollar reduction in the Federal civil penalty ordinarily would not be appropriate.

b. If Federal criminal prosecution has been undertaken, or appears likely, civil penalty action should be initiated ONLY after coordination with the U.S. Attorney and a decision has been made that a civil penalty is appropriate.